

1 PAUL S. PADDALAW, ESQ. (NV Bar #10417)
Email: psp@paulpaddalaw.com

2 **PAUL PADDALAW**
4560 South Decatur Blvd., Suite 300
3 Las Vegas, Nevada 89103
4 Tele: (702) 366-1888
Fax: (702) 366-1940

5 **-and-**
THOMAS F. PITARO, ESQ. (NV Bar #1332)
6 Email: pitaro@gmail.com

7 **PITARO & FUMO**
601 Las Vegas Blvd. South,
8 Las Vegas, Nevada 89101
9 Tele: (702) 382-9221
Fax: (702) 382-9961

10 Attorneys for Fredrick J. Leavitt

11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF NEVADA**

13 UNITED STATES OF AMERICA,
14
15 Plaintiff,

16 vs.

17 FREDRICK J. LEAVITT and
DUSTIN M. LEWIS,

18 Defendants.
19

Case No. 2:17-cr-0391-APG-VCF

**JOINT STIPULATION TO CONTINUE
SENTENCING DATE**

20 Pursuant to the Court's Local Rule of Criminal Practice 45-1, the parties respectfully
21 request that the Court approve this stipulation seeking a continuance of Frederick J. Leavitt's
22 sentencing hearing currently scheduled for February 12, 2020. Should the Court approve this
23 stipulation, the parties respectfully request that the Court schedule Mr. Leavitt's sentencing for
24 a date convenient for the Court after March 23, 2020. In support of this stipulation, the parties
25 note the following facts:
26
27 . . .
28

1 1. Mr. Leavitt just recently (this week) notified undersigned defense counsel that his
2 daughter is scheduled to have surgery on February 12, 2020, the same day as his currently
3 scheduled sentencing hearing. Mr. Leavitt's family, including his daughter that is having the
4 surgery, were planning to attend his sentencing.

5 2. Counsel for Mr. Leavitt communicated the above information to government counsel
6 who can represent that the United States has no objection to a continuance of the current
7 sentencing date.
8

9 3. In order to provide Mr. Leavitt's daughter sufficient time to recuperate from her
10 surgery and taking into consideration the respective case commitments of counsel, the parties
11 agree that a continuance of the currently scheduled sentencing is appropriate.
12

13 4. The parties respectfully request that the Court continue the current sentencing
14 hearing to a date convenient for the Court but no earlier than March 23, 2020.

15 In light of the foregoing, the parties respectfully request that the Court approve this
16 stipulation.
17

18 Respectfully submitted,

19 /s/ Patrick Burns

/s/ Paul S. Padda

20 _____
21 Patrick Burns, Esq.
22 Assistant United States Attorney
23 United States Attorney's Office
24 Counsel for the United States of America

25 Paul S. Padda, Esq.
26 Thomas F. Pitaro, Esq.
27 Counsel for Fredrick J. Leavitt

28 Dated: February 7, 2020

Dated: February 7, 2020

IT IS SO ORDERED:

The parties' joint stipulation seeking to continue the current date for the sentencing hearing in this matter is approved.

The current sentencing date of February 12, 2020 is hereby vacated.

The sentencing hearing in this matter is continued to the following date and time:

Date: March 30, 2020

Time: 10:00 a.m. in courtroom 6C


UNITED STATES DISTRICT JUDGE

DATED: February 7, 2020

CERTIFICATE OF SERVICE

Pursuant to both the Federal Rules of Criminal Procedure and the Court's Local Rules, the undersigned hereby certifies that on this day, February 7, 2020, a copy of the foregoing document was served upon all registered parties and their counsel through the Court's electronic filing system (CM/ECF).

/s/ *Paul S. Padda*

Paul S. Padda, Esq.